

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

519C0445

SENATE BILL NO. 99

Introduced by: Senator Symens and Representatives Hanson, Crisp, and Jaspers

1 FOR AN ACT ENTITLED, An Act to provide special assessment authority to ambulance
2 districts and to declare an emergency.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 34-11A-16 be amended to read as follows:

5 34-11A-16. The board of directors ~~shall have~~ has the following general powers:

- 6 (1) To determine upon a general ambulance service program for the district;
- 7 (2) To manage and conduct the business affairs of the district;
- 8 (3) To make and execute contracts in the name of and on behalf of the district;
- 9 (4) To purchase or lease such ambulance equipment, supplies, and other real or personal
10 property as ~~shall~~ may be necessary ~~and proper~~ to carry out the ambulance service
11 program of the district;
- 12 (5) To incur indebtedness on behalf of the district within the limits prescribed by
13 § 34-11A-24, and to authorize the issuance of evidences of ~~such~~ the indebtedness
14 permitted under this subdivision, and to pledge any real or personal property owned
15 or acquired by the district as security ~~for the same~~;
- 16 (6) To organize, establish, equip, maintain, and supervise an ambulance service to serve
17 the district;

1 (7) Generally to perform all acts necessary to fully carry out the purposes of this chapter;
2 and

3 ~~(8) To levy a tax and a special assessment as provided by this chapter.~~

4 Section 2. That § 34-11A-18 be amended to read as follows:

5 34-11A-18. The board of directors may:

6 ~~—(1)—~~ ~~Make~~ make an annual estimate of the probable expense for carrying out the
7 ambulance service program for the district;

8 ~~(2)—Annually~~ The board of directors shall by resolution certify ~~such~~ the estimate to the
9 proper county auditor in the manner provided by § 34-11A-19. The resolution shall
10 state if the estimate shall be paid by a general tax levy against all taxable real property
11 located within the district, by a special assessment against the real property within the
12 district that is specifically benefited by the project, or by both a general tax levy and
13 a special assessment with a portion to be paid by each.

14 Section 3. That § 34-11A-20 be amended to read as follows:

15 34-11A-20. No tax in excess of sixty cents per thousand dollars of taxable valuation upon
16 the property within an ambulance district may be levied for such district pursuant to the
17 provisions of this chapter. No limitation applies to a special assessment, except that a special
18 assessment may not be used to pay any obligation beyond the current business year.

19 In no case may the amount of tax levy exceed the amount of funds required to defray the
20 expenses of the district for a period of one year as embraced in the annual estimate of expenses
21 including the amount of principal and interest upon the indebtedness of the district for the
22 ensuing year.

23 However, any district organized pursuant to this chapter is not subject to any general county
24 levy for ambulance service.

25 Section 4. That § 34-11A-21 be amended to read as follows:

1 34-11A-21. The tax and the special assessment shall be collected as other taxes and special
2 assessments are collected in the county.

3 Section 5. That § 34-11A-22 be amended to read as follows:

4 34-11A-22. The tax and the special assessment shall be deposited with the secretary-treasurer
5 of the ambulance district, who shall have a surety bond in the amount of at least five thousand
6 dollars.

7 Section 6. Whereas, this Act is necessary for the support of the state government and its
8 existing public institutions, an emergency is hereby declared to exist, and this Act shall be in full
9 force and effect from and after its passage and approval.